

**DEC 10 2003**

**NOT FOR PUBLICATION**

**UNITED STATES COURT OF APPEALS  
FOR THE NINTH CIRCUIT**

**CATHY A. CATTERSON  
U.S. COURT OF APPEALS**

JOEL HEREDIA NARANJO,

Petitioner - Appellant,

v.

ERNEST ROE, WARDEN,

Respondent - Appellee.

No. 02-56757

D.C. No. CV-02-00068-GLT

ORDER\*

Appeal from the United States District Court  
for the Central District of California  
Gary L. Taylor, District Judge, Presiding

Argued and Submitted December 2, 2003  
Pasadena, California

Before: KOZINSKI, NOONAN, Circuit Judges, and SCHWARZER\*\*, Senior  
District Judge.

---

\* This disposition is not appropriate for publication and may not be cited to or  
by the courts of this circuit except as provided by Ninth Circuit Rule 36-3.

\*\* The Honorable William W. Schwarzer, United States Senior District  
Judge for the Northern District of California, sitting by designation.

This case is **remanded** to the district court to assess whether petitioner Joel Heredia Naranjo satisfied the requisites in Fed. R. App. P. 4(a)(6) for reopening of the time to appeal the district court judgment entered on May 17, 2002.

REMANDED.